

State of Minnesota**District Court**County Judicial District: Court File Number: Case Type:

In Re:

☐ Guardianship☐ Conservatorshipand

_____☐ Respondent☐ Ward☐ Protected Person**ORDER**☐ **DENYING**☐ **GRANTING****In Forma Pauperis Application
(Minn. Stat. § 563.01; § 524.5-502)**

Order Denying In Forma Pauperis Application

Based on the affidavit of the petitioner _____ and the authority of Minn. Stat. § 563.01, the Court FINDS:

☐ The action is frivolous.☐ The applicant is not found to be indigent and is not entitled to proceed in forma pauperis.

IT IS ORDERED THAT: The applicant's request to proceed in forma pauperis is **DENIED**.

Dated: _____

Judge of District Court

Order Granting In Forma Pauperis Application

WHEREAS, the petitioner, _____, proceeding on behalf of the proposed Respondent, has moved this Court for an Order permitting the Petitioner to Proceed In Forma Pauperis without prepayment of filing fee, certified copy and photocopy fees, and for payment of reasonable attorney's fees for the attorney appointed to represent the Respondent, and the Court finds that the petitioner is entitled to the relief requested,

Now, therefore, **IT IS ORDERED THAT:**

1. The Petitioner herein is authorized to proceed *In Forma Pauperis* without prepayment of filing fee, and certified copy and photocopy fees.

2. The District Court Administrator shall perform the duties of the office without requiring the Petitioner to pay filing fee, certified copy and photocopy fees.

3. The District Court Administrator shall pay all costs, expenses, and fees mandated by statute.

4. The county of financial responsibility shall pay reasonable attorney's fees for the attorney appointed to represent the Respondent pursuant to Minn. Stat. § 524.5-502.

5. If the Court finds upon motion that the allegation of poverty contained in the affidavit is untrue, or if following the commencement of the action, the respondent becomes able to pay the fees, costs and security for the costs, the Court may rescind its permission to proceed *In Forma Pauperis* and may direct the Respondent to pay the county of financial responsibility any costs allowing the action to proceed.

6. The Court may rescind permission to proceed and order reimbursement of *In Forma Pauperis* expenses paid if the Court determines that the petition or the actions of the Petitioner are not in the best interest of the Respondent.

7. If, following commencement of the action, the Respondent / Ward / Protected Person no longer meets the eligibility criteria under Minn. Stat. § 563.01, subd. 3(b) or becomes able to pay a higher amount than previously ordered, the Court may order reimbursement of all or a portion of the fees, costs, and security for costs.

8. If funds are recovered by either settlement or judgment to the benefit of the Respondent, the costs deferred and expenses directed by the Court to be paid in this order shall be included in such settlement or judgment and shall be paid directly to the Court Administrator by the opposing party.

9. This order shall remain in effect for the duration of the case unless otherwise amended or altered by the court.

Dated: _____

BY THE COURT:

Judge of District Court